

Appl. No. 10/660,280
Amdt. dated April 30, 2004
Reply to Office Action of February 25, 2004

REMARKS/ARGUMENTS

In the Official Action dated February 25, 2004, the examining attorney pointed out that the drawings are not in compliance with the new rules. To overcome the objection, the applicant submits herewith two complete sets of photographic drawings reproduced from the mounted
5 photographs as originally submitted.

The examining attorney objected to the disclosure under 37 CFP 1.163 (a) and under 35 U.S.C. 112, first paragraph, as presenting less than a full, clear and complete botanical description and identified specific areas of the disclosure needing clarification. Applicant has by this amendment added supplemental descriptive material regarding the branching habit and the
10 color of the trunk and branches. In addition, descriptive matter relating to the flower and reproductive organs has been added.

In particular, the trunk and branch diameters, crotch angles, bark and branching habit are described on page 4 along with the colors thereof. On page 5, the bud and flower characteristics are further described.

15 By this amendment, the applicant has changed the recitation of the color chart and placed single quotation marks about the cultivar's name. A statement of the location of the asexual reproduction has been added to page 1. The genus, species and variety names are set forth in a statement prior to the Background of the Invention.

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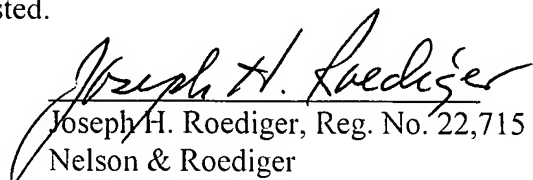
The above-noted additions to the descriptive matter and the editorial corrections made to the specification are believed to satisfy the requirements of 37 CFR 1.163 (a) and 35 U.S.C. 112. The new drawings are in conformance with the new rules.

Accordingly, the applicant believes the application to be in condition for allowance.

5 Favorable action thereon is hereby requested.

Dated:

April 30, 2004


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